

Fair Political Practices Commission

MEMORANDUM

To: Chairman Randolph, Commissioners Blair, Downey, Huguenin, and Remy

From: Whitney Barazoto, Legislative and Communications Coordinator
Mark Krausse, Executive Director

Subject: Legislative Report – 2006 Chaptered Legislation

Date: October 12, 2006

The following bills related to the Political Reform Act or the Fair Political Practices Commission have been approved by the Legislature, signed by the Governor, and chaptered into law by the Secretary of State. Unless otherwise indicated, the provisions of these chaptered bills will take effect on January 1, 2007.

AB 1759 (Umberg)

Chapter 438, Statutes of 2006

Campaign Expenditure Disclosures

This bill requires committees that receive contributions totaling over \$1000 in a calendar year to electronically disclose contributions or independent expenditures totaling \$5,000 or more to support or oppose the qualification or passage of a single state ballot measure. The disclosure must be made within 10 business days of making the contribution or independent expenditure. The bill specifies that disclosure is not required of primarily formed ballot state measure committees for expenditures made consistent with the purpose for which the committee was formed.

AB 2275 (Umberg)

Chapter 439, Statutes of 2006

Political Reform Act of 1974: telephone advocacy

This bill requires candidates, committees, and slate mailer organizations that use campaign funds to make 500 or more phone calls in support or opposition of candidates or ballot measures to disclose during the phone call the name of the organization that authorized or paid for the call. This provision does not apply to calls that are personally made by the candidate, campaign manager, or volunteers. The bill requires organizations to keep a script of the call or a copy of the recorded phone call for a period of time per Section 18401 of the California Code of Regulations. The bill also prohibits committees from contracting with phone bank vendors who do not disclose the information required by this provision.

SB 145 (Murray)

Chapter 624, Statutes of 2006

Political Reform Act of 1974: Contributions for Office Holder Expenses

This bill authorizes an elected state officer to accept contributions for the purpose of paying expenses associated with holding office or for any other purpose authorized by the Political

Reform Act of 1974, subject to certain limitations. Contributions for this purpose may only be received after the date of the election to the office presently held by the officer. The bill limits the amount of these contributions that may be made in a calendar year, and it limits the aggregate amount of contributions that the officer may receive in a calendar year. If a candidate who received officeholder account contributions runs for another office before the end of his or her term, then the contributions received for officeholder purposes will be attributed to the officer's next campaign. If those contributions exceed contribution limits for the office sought, then the excess must be returned pursuant to requirements determined by the Commission. **This bill became effective immediately. As noted in the proposed regulatory calendar, the Legal Division is planning to present a draft emergency regulation interpreting this section at the November Commission meeting.**

SB 1579 (Committee)

Chapter 155, Statutes of 2006

Political Reform Act of 1974: Disclosures

This Commission-sponsored bill deletes an obsolete cross-reference found in Section 89513. Section 89513 referenced "paragraph (7) of subdivision (j) of Section 84211," which no longer exists as a result of amendments to Section 84211. As a result of this bill, Section 89513 will now refer the reader to "Section 84211."